

HOUSE BILL 762

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 47,
Chapter 18, Part 1 and Title 53, Chapter 1, Part 1,
relative to food labeling requirements.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 53, Chapter 1, Part 1, is amended by
adding the following as a new, appropriately designated section:

Section 53-1-1__.

(a) As used in this section, unless the context otherwise requires:

(1) "Poultry" means birds which are reared, given, sold, or kept in
captivity for commercial purposes, including chickens, turkeys and ducks;

(2) "Poultry products" means products, whether uncooked, cooked
or otherwise processed and derived wholly or in part from poultry
carcasses;

(3) "Poultry producer" means a person, corporation or other entity
that markets poultry products to a retail store, a retail or wholesale
market, or a consumer.

(b) All poultry sold as poultry products in this state that has been fed
arsenic at any time prior to processing shall conform to the following standards:
containers or packages of poultry from a poultry producer located in this or
another state, printed after July 1, 2007, shall contain language substantially
similar to the following:

ARSENIC FED TO THIS POULTRY PRIOR TO PROCESSING.

(c) All poultry sold as poultry products in this state that has not been fed
arsenic at any time prior to processing shall conform to the following standards:

containers or packages of poultry from a poultry producer located in this or another state, printed after July 1, 2007, shall contain language substantially similar to the following:

NO ARSENIC FED TO THIS POULTRY PRIOR TO PROCESSING.

SECTION 2. Tennessee Code Annotated, Section 53-1-103(a), is amended by adding the following as a new, appropriately designated subdivision:

() The sale, delivery for sale, holding for sale or offering for sale of any poultry product whose label is misleading, in violation of Section 1 of this act or any rule or regulation promulgated under this act;

SECTION 3. Tennessee Code Annotated, Section 47-18-104(b), is amended by adding the following as a new, appropriately designated subdivision:

() The sale, delivery for sale, holding for sale or offering for sale of any poultry product whose label is misleading, in violation of Section 1 of this act.

SECTION 4. The commissioner is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.